

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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JOSEPH BIASI, individually and on behalf of all others  
similarly situated,

Plaintiffs,

-against-

WAL-MART STORES EAST, LP, EARLENE  
SCHAEFFER, RYAN DUNPHY and REBECCA  
PAUKSTELA,

Defendants,

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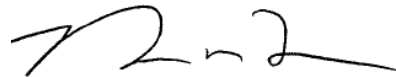
**CROSS  
NOTICE OF MOTION**

Case No.: 6:15-cv-0454

PLEASE TAKE NOTICE THAT, upon the annexed Declaration of Ryan M. Finn, with Exhibits, and the Plaintiff's Memorandum of Law, Plaintiff hereby moves pursuant to FRCP 15 to amend the Complaint and deem the Third Amended Complaint filed and served, together with such further and other relief this Court deems just and proper.

Dated: September 19, 2016

E. STEWART JONES  
HACKER MURPHY, LLP



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